

# **EXHIBIT C**

**From:** David Johnson <[David.Johnson@butlersnow.com](mailto:David.Johnson@butlersnow.com)>

**Date:** August 1, 2017 at 5:26:48 PM CDT

**To:** "[drplymale@plymalelawfirm.com](mailto:drplymale@plymalelawfirm.com)" <[drplymale@plymalelawfirm.com](mailto:drplymale@plymalelawfirm.com)>, 'Plymale Law Firm' <[plymalelaw1@gmail.com](mailto:plymalelaw1@gmail.com)>

**Cc:** Andrew Tharp <[Andrew.Tharp@butlersnow.com](mailto:Andrew.Tharp@butlersnow.com)>, Jim Barton <[Jim.Barton@butlersnow.com](mailto:Jim.Barton@butlersnow.com)>, Meta Danzey <[meta.danzey@butlersnow.com](mailto:meta.danzey@butlersnow.com)>

**Subject:** Monnica Reyes v. Ethicon, Inc.

Counsel:

It is our understanding that your client, Ms. Reyes, was implanted with a TVT-O device and a Prolift +M device. As set forth in the attached expert designation, you have designated Dr. Blaivas as a general causation expert, but it's unclear whether you intended to designate him as an expert only for the TVT-O device, as Dr. Blaivas has not submitted a Prolift +M general report. Can you please confirm whether you intend to elicit testimony from Dr. Blaivas concerning the Prolift +M device? Thanks very much.

**David L. Johnson**

Butler Snow LLP

D: (615) 651-6731 | F: (615) 651-6701

150 3rd Avenue South, Suite 1600, Nashville, TN 37201

[David.Johnson@butlersnow.com](mailto:David.Johnson@butlersnow.com) | [vCard](#) | [Bio](#)

[Twitter](#) | [LinkedIn](#) | [Facebook](#) | [YouTube](#)

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF WEST VIRGINIA  
CHARLESTON DIVISION**

<b>IN RE: ETHICON, INC. PELVIC REPAIR SYSTEM PRODUCTS LIABILITY LITIGATION</b>  <b>THIS DOCUMENT RELATES TO:</b>  <i>Monnica Reyes et al. v. Ethicon, Inc., et al.</i>  <b>Case No. 2:12-cv-06141</b>	<b>Master File No. 2:12-MD-02327 MDL No. 2327</b>  <b>JOSEPH R. GOODWIN U.S. DISTRICT JUDGE</b>
---	---

**PLAINTIFFS' DESIGNATION AND  
DISCLOSURE OF CASE-SPECIFIC EXPERT WITNESSES**

Pursuant to Pretrial Order (PTO) # 243, Rule 26 (a)(2) of the Federal Rules of Civil Procedure, Plaintiffs in the above-captioned civil action ("Plaintiffs") submit the following Designation and Disclosure of Case-Specific Expert Witness and persons who may provide expert testimony specific to Plaintiffs' case pursuant to Rule 702 of the Federal Rules of Evidence.

**RETAINED EXPERT WITNESSES**

- 1) Dr. Michael Thomas Margolis (Urogynecologist) (adoption of previously served rpt.)  
Bay Area Pelvic Surgery  
1820 Ogden Dr.  
Burlingame, California 94010
- 2) Dr. Jerry Blaivas (Urogynecologist) (adoption of previously served report)  
445 East 77th Street  
New York, NY 10075
- 3) Dr. Howard Jordi (Materials) (adoption of previously served report)  
Jordi Labs  
200 Gilbert Street  
Mansfield, MA 02048
- 4) Dr. Vladimir Iakovlev, M.D. (Pathologist) (adoption of previously served report)  
St. Michael's Hospital, Division of Pathology  
30 Bond Street, Cardinal Carter, Room 2-093

Toronto, ON, M5B1W8  
CANADA

### **GENERAL RETAINED REGULATORY EXPERTS**

Plaintiffs recognize that the Fourth Circuit has affirmed Judge Goodwin's decision to exclude evidence relating to a manufacturer's compliance with the FDA's 510(k) process. In the event of a contrary ruling, Plaintiffs reserve the right to designate the following General Regulatory Experts:

- 5) Dr. Peggy Pence (Regulatory) (adoption of previously served reports)  
 Symbion Research International, Inc.  
 3537 Old Conejo Road, Suite 115  
 Newbury Park, CA 91320

### **NON-RETAINED EXPERT WITNESSES**

NAME	ADDRESS	SPECIALITY
Dr. Bobby Brown	7540 Cipriano Court, Suite C Fairhope, AL 36532	Gynecologist
Dr. Robert Varner	2000 6 <sup>th</sup> Avenue S, #5 Birmingham, AL 35233	Gynecologist
Dr. Jason Williams	1680 W. 2 <sup>nd</sup> Street Gulf Shores, AL 36542	Vascular & Interventional Radiologist
Dr. Alex Childs	2006 Brookwood Medical Center Drive, Suite #402 Homewood, AL 35209	Gynecologist

A General Designation and Disclosure has been or is being served by and on behalf of the wave 4 cases for general expert opinions. In the event that any of the general expert(s) identified above is/are unavailable for trial in this case, Plaintiffs reserve the right to elicit testimony, either through direct examination or cross-examination, of other of the general witnesses designated or identified by Plaintiffs. In no event, however, will Plaintiffs' retained experts at trial exceed five (5) experts without leave of Court for good cause shown. Plaintiffs further reserve the right, as allowed by Rule 26(e) of the Federal Rules of Civil Procedure, to supplement this Designation

and Disclosure of Expert Witnesses through the discovery process upon receiving additional discovery including, but not limited to, expert depositions, fact depositions, exhibits introduced in depositions, documents produced, and any supplemental expert disclosures by any party.

This 22<sup>nd</sup> day of May, 2017.

Respectfully submitted,

/s/ Douglas R. Plymale

---

Douglas R. Plymale, (La. Bar No. 28409)  
dplymale@plymalelawfirm.com  
Plymale Law Firm  
201 St. Charles Avenue, Suite 2500  
New Orleans, LA 70170  
Telephone: (504) 355-0092  
Fax: (504) 662-3801